IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH NAGPUR

First Appeal No.121/2006

Office Notes, Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders. : Court's or Judge's orders

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CORAM : A.P. Lavande, J.
Dated : October 5 , 2006

Heard Mr. Pillai, Advocate for the appellant and Mr. Saboo, Advocate for the respondent.

This appeal purporting to be under Section 82 of the Employees State Insurance Act, 1948 (for short "the Act") has been filed challenging the order dated 17th October, 2005 passed by E.S.I. Court, Nagpur allowing the application (ESI) No. 5 of 1991. The Insurance Court held that the establishment of the respondent is not covered by the said Act and consequently set aside the notice claiming contribution vide order dated 26.10.1990.

Having considered the submissions made by learned counsel appearing for the

parties and having perused the order passed by the Insurance Court, I am satisfied that the order is based upon proper appreciation of the material on record. The Insurance Court was right in holding that the establishment was not covered under the Act for the relevant period. In any event, no substantial question of law is involved as required under Section 82 of the Act. Hence, the appeal is rejected.

JUDGE

A.